IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.40639 of 2008
HARDEO PASWAN
Versus
THE STATE OF BIHAR

2/ 22/10/2008. Heard learned counsel for the petitioner and learned counsel for the State.

On three consecutive dated i.e., on 21.5.2004, 29.6.2004 and ultimately on 1.7.2004 none had appeared on behalf of the petitioner when the application finally came to be dismissed.

It is apparent that the petitioner had more than adequate opportunity to protect his interest. Even after the dismissal for non-prosecution on 1.7.2004, the restoration application has been filed much belatedly on 10.9.2008. The explanation for the delay of in paragraph-4 of the restoration application leaves this Court unimpressed.

This Court is not persuaded to allow this application. The restoration application is therefore dismissed.

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KC **(Navin Sinha, J)**